

Papers of  
HERBERT S. MARKS

1933-1946

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Federal Bureau of Investigation  
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The Franklin D. Roosevelt Library  
November 1962

R.L. Jacoby

I. General Correspondence, 1933-1940

- Box 1. "A" - General  
American Civil Liberties Union  
"B" - General  
Barr, James A.  
Bibliography: Miscellaneous. Labbr. Soil Erosion.  
Govt. in Business. GPO.  
Bloch, Ivan  
Borah Case. File #1.  
Borah Case. File #2.  
Burch, Delia  
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Corcoran, Tom  
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Freund, Paul  
Friedenwald, Dr. Jonas  
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"H" - General  
Harvard Law School  
Harvard Law Review  
Herman, Henry A.  
Herman, Dr. N.B. Foss, Dr.  
Herrick  
Hill, Irving  
Hoffman
- Box 3. Home Owners Loan Matter - Evans, Webster  
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Insurance - Personal Accident; fire; personal  
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Keun, Odette  
King, Katherine

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LaFollette Investigation: California  
migratory workers  
Landis, James M.  
Legislation Authorities

## Box 4.

Lilienthal, David E.  
Littell, Norman M.  
Loewus, Nathan (estate of)  
Lowenthal, Max  
"M" - General  
Mack, Judge Julian W.  
Mack, opinions of Judge  
Margold, Nathan R.  
Margolin, Bessie  
Marks, E. Robert  
Marks (Harriet's account with Drs. Whyte & Johnson)  
Marks, Helen  
Marks, R.L. - correspondence  
Marks, R.L. (will and notes re: Pennsylvania wills)  
McCaffery, Jr., J.J.  
McParland, Rita  
Miller, Samuel

## Box 5.

Morgan, Arthur E. - Personal  
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Morse, David A.  
"N" - General  
Nathanson, N.L.  
National Lawyers Guild  
Neuberger, Richard  
Newspaper Guild  
Norris, Senator & Jack Robertson  
"O" - General  
Okino, Tomekichi  
Olney, Robert B.  
Olsen, Victor  
"P" - General  
Powell, Thomas Reed

## Box 6.

"R" - General  
Radin, Max  
Raver, Dr. Paul J.  
Residence: Washington and Knoxville Houses  
Residence: Herbert S. Marks-Personal. 270 N. Crest Rd.  
Rowan, Ed & Leata  
"S" - General  
Shannon, J.B.  
Shea, Francis  
Shellhammer, Agnes - Insurance  
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 Solomon, Gus. J.  
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- Box 7. Sugar Case - Opinion  
 Supreme Court. Constitution, change  
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 "T" - General  
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 TVA, Articles on  
 TVA - Bibliography  
 TVA: Board of Appeals  
 TVA: Chattanooga Office  
 TVA Clippings: (HSM Personal)  
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 TVA: 3-Judge Court Statute and TEP
- Box 8. TVA - Travel Orders, Vouchers, Status Changes & Leave  
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 TVA: Work Reports  
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 Winks, Gordon W.  
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 Youngman, William Sterling  
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II United States of America vs. The Sugar Institute, 1933-34

- Box 9. Material relating to this case in the U.S. District  
 Court, Southern District of New York

- III. Personal Working Files. Department of Interior, 1934
- Box 10. Surety Bonds  
 National Park Statute  
 D.C. Stadium Bill  
 Executive Orders  
 Statute to Authorize use of Public Land etc.  
 Clarke Matter  
 1934 Indian Statute  
 Indian Matters  
 Heirs of Jasper N. Foster  
 Land Under Navigable Waters- Secy's Authority to  
 Dispose of Land under Exec. Order of June 10, 1933  
 National Park Delinquent Tenants. Condemnation for  
 New Mexico. Carlsbad Park Purchase.  
 Gila River Conservancy Statute  
 A.A.A. - Mimeographed material  
 Memorandum Discussing Agencies in the Federal Govt.  
 Engaged in Land Acquisition, Land Administration  
 and Land Planning.
- IV. Tennessee Valley Authority papers, 1934-1939.
- Box 11. Legislative History of Tennessee Legislation  
 TVA Statutes. TVA Index of Congressional Documents  
 and Appropriation acts dealing with the Tennessee  
 Valley Authority  
 TVA Acts and Appropriation Acts Dealing with the  
 Authority  
 TVA. Legal Division. Index to Intra-Office Opinions.  
 History of Budget Reports, Appropriation Hearings,  
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- Box 12. Legislation Affecting TVA, 1933-35  
 Opinions re: TVA Customers, 1933-37  
 Opinion of James M. Beck and Newton D. Baker re:  
 Constitutionality of TVA, 1934  
 Utility Commission Proceedings Directly or Indirectly  
 To TVA and Opinions on Appeals Therefrom
- Box 13. Legislative History of Alabama Legislation  
Oppenheim v. City of Florence, et al. [1933-37]  
Alabama Power Co. v. Cullman County E.M.C.  
 Opinions of General Solicitor, July 1933 to April  
 30, 1935  
 Opinions of General Solicitor, May 1, 1935 to  
 September 30, 1935
- Box 14. Opinions of General Solicitor, Oct. 1, 1935 to  
May 30, 1936  
 Legal Division. Intra-Office Opinions. 1934.
- Box 15. Legal Division. Intra-Office Opinions. Nov. 5, 1934  
to June 26, 1935.  
 .... July 5, 1935 to Dec. 31, 1935.

IV. TVA papers (continued)

- Box 16. Intra-Office Opinions. Jan. 1936 to May 1936.  
 .... June 1936 to May 1937  
 .... July 1937 to July 1939
- Box 17. Public Utility Act of 1935  
 Tennessee Valley Authority Amendments. Public  
 412. 74th Congress. 1st session. 1935.  
 Opinions on PWA Cases, 1935-37.
- Box 18. TPS Co. to City of Knoxville, 1935  
 TPS v. City of Knoxville, 1935  
 Memphis Power & Light Co. v. City of Memphis, 1935-36
- Box 19. Vol. I. Ancillary Proceedings in Ashwander Case.  
 Vol. III. Record- Circuit Court of Appeals.  
 Ashwander Case. Jan. 2, 1935.  
 Ashwander Case - Brief in Support of Motion to  
 Dismiss Bill of Complaint  
 Oral Argument before Supreme Court. Ashwander v.  
 TVA.  
 Ashwander Case. Petition for Rehearing, Supplemental  
 Bill and Judge Davis' final decree.
- Box 20. TVA. Department of Electricity. Comparative Statement  
 of Monthly Wholesale Power Bills to Sept. 30, 1935.  
 .... to Oct. 31, 1935.  
 TVA. Land Acquisition Division. General Policies and  
 Organization. April 1936.  
 Opinions of General Counsel. June 1- Dec. 30, 1936  
 .... Jan. 4, 1937 to July 31, 1938.  
 .... Aug. 1, 1938 to April 1939 inc.
- Box 21. Opinions of General Counsel. May 3, 1939-Jan. 1940.  
 Supplements to Index to Opinions of General  
 Counsel. July 1937 - January 1940.  
 Misc. Legal Department Opinions. 1935-1938.
- Box 22. Tennessee Electric Power Company Case. Brief of TVA  
 in opposition to motion for preliminary injunction.  
 Dec. 10, 1936.  
 .... Vol. I. Motion to Quash. 1936.  
 .... Vol. II. District Court. (a) Motion to Dismiss.  
 (b) Preliminary Injunction.  
 .... Vol. III Appeal from Preliminary Injunction.  
 (C.C.A. and Supreme Court) 1937.
- Box 23. Tennessee Electric Power Company Case. Vol. IV.  
 Preliminary Matters subsequent to disposal of  
 appeal from preliminary injunction.  
 .... Briefs filed by complainants during trial.  
 Assignments of error.  
 .... Miscellaneous Memoranda. 1936-37.

IV. TVA Papers (continued)

- Box 24. Tennessee Electric Power Company Case. Briefs filed by defendants during trial. Opinion of the Court. .... Misc. Briefs (not filed)
- Box 25. Georgia Power Co. case. Vol. I. Pleadings and Decision on Power Company's Application for Preliminary Injunction. 1936.  
 .... Vol. II. District Court motion papers, briefs and opinion, motion to dismiss and ancillary bill.  
 .... Vol. III. C.C.A. and Supreme Court - Mandamus and Stay.  
 .... Vol. IV. Briefs, etc. appeal from preliminary decree C.C.A. and Supreme Court. 1937.  
 Legal Department. Miscellaneous Opinions. Not mimeographed. 1937-39.  
 TVA. Legal Division. Brief Manual. May 1937.  
 .... Divisional Practice Condemnation. Aug. 1937.
- Box 26. Misc. Condemnation Briefs prior to 1938 plus S.S.P. Co. Introductory and Admissibility Briefs  
 TVA v. Southern States Power Co. 1938  
 TVA. Legal Dept. Index to Opinions of the Genl Counsel  
 TVA. Rate Schedules 1938
- Box 27. Annual Report. Land Acquisition Department. Fiscal Year 1938.  
 Exhibits Filed with Transcript of the President's Hearings on the Tennessee Valley Authority Held March 11, 18 and 21, 1938. Volume I.  
 Exhibits Filed with Transcript of the President's Hearings on the Tennessee Valley Authority Held March 11, 18 and 21, 1938. Volume 2.  
 Removal of a Member of the Tennessee Valley Authority. Message from the President of the United States transmitting information relative to the removal of a member of the Tennessee Valley Authority, the opinion of the Attorney General, and the Transcript of the hearings held on March 11, 18, and 21, 1938. Jan. 5 (calendar day, March 23), 1938.  
 Arthur E. Morgan v. TVA. Bill of complaint and Brief for Defendants in Support of Motion to Dismiss Brief in C.C.A.  
 Tennessee Valley Authority. Legal Department. A compilation of the more important congressional acts, treaties, presidential messages, judicial decisions, and official reports and documents having to do with the control, conservation, and utilization of water resources. March 15, 1938.  
 TVA v. Southern States Power Co., et al. Answer to further amended petition. 1938.  
 Tennessee Valley Authority. Commerce Department. Transportation and Industrial Economics Division. Supplemental Phases of the Interterritorial Freight Rate Problem of the United States. Knoxville, Tennessee. January 10, 1939.



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Tennessee Valley Authority. Land Acquisition Department. Appraisal Section Manual. Revised January 1939.

Box 28. District Court of the United States. Western District of North Carolina. Tennessee Valley Authority v. Southern States Power Company. Case No. 345. Reply Brief filed on behalf of Petitioner. Feb. 24, 1939. Taxes - Tennessee Poll and Property to 1939. Briefs Filed at Three-Judge Court Hearing at Birmingham. Wheeler Appeals Cases. 1939. Tennessee Valley Authority. Land Acquisition Department. Transmission Line Section Manual. June 1939. Typical Power Contracts - TVA. 1939. REA and TVA Financing Arrangements. May 31, 1939, etc. Dr. Raver's Speeches. 1939 & 1940.

Box 29. Stephenson Brick Company Case. Drafts of Brief - and Memoes. 1939. District Court of the U.S. Northern District of Alabama. Northeastern Division. Tennessee Valley Authority v. Stephenson Brick Co. No. 2511. On exceptions of petitioner and respondents to an award by the condemnation commission. Memorandum statement of petitioner and synopsis of the testimony. Notes for Argument. Stephenson Brick Company. U.S. District Court. Southern Division of the Northern District of Alabama. TVA v. Stephenson Brick Co. Docket No. 2511. May 29, 1939. Miscellaneous Legal Memoranda and Digests of Cases Opinions. Tennessee Valley Authority Cases. Condemnation Briefs. C.C.A. and 3 Judge Courts in Tennessee - 1939.

Box 30. Opinions and Awards in Condemnation Cases District Court of the U.S. Western District of North Carolina. Asheville Division. TVA, petitioner v. Southern States Power Company, et al, No. 345  
TVA Land Acquisition and Condemnation Forms.  
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David E. Lillenthal address, Knoxville, Tennessee, Nov. 14, 1940.  
David E. Lillenthal address, San Francisco, Calif., Nov. 29, 1940.  
David E. Lillenthal address, Madison, Wisc., Jan. 14, 1941.  
David E. Lillenthal address, Lincoln, Nebraska, April 7, 1941.  
District Court of the U.S. Western District of Pennsylvania. November Term 1912. In Equity. U.S.A. v. Aluminum Co. of American (in binder)

IV. TVA papers (continued)

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 Reading File, 1940  
 Bonneville Power Administration. Typical Engineering Details
- Box 32 Bonneville Legal Division. Administrative and Descriptive.  
 Bonneville Wholesale and Resale Rates  
 Bonneville "Speaker's Guide" including 1939 Annual Report. Bonneville Power Administration. Mimeo-graphed copy.  
 Fishways at Bonneville Dam (pamphlet). 1939.  
 The Bonneville Project Transmission System (map)  
 Bonneville Appropriation - 1941. Informal "Budget Report" re Legal Division  
 Administrative Orders  
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- Box 33. Rate Schedules - Current  
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 Bonneville Legislation  
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- Box 34. Contracts. Acquisition of properties. Pending. Executed.  
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 Grays Harbor Contract  
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 City of Tacoma

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- Box 36. Bonneville: Travel Vouchers, etc.  
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VI. General Correspondence, 1940-41

- Box 37 American Newspaper Guild  
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- Box 39. New York State Electric & Gas Corp. Correspondence.  
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Travel Account - Misc. expenses  
Memorandum of Pending Legal Matters assigned to and  
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- Box 40. AGE Corp. South Carolina K files. #1.  
AGE Corp. " " " " #2.
- Report Concerning Application of Section 11(b)(1)  
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1935 to the United Gas Improvement Company  
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VIII. Office of Production Management and War Production Board papers, 1941-1945.

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- Box 42. Relations with Solid Fuels Administration for War. 1941. 1943.  
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- Box 43. OWU[Office of War Utilities]. History, Jurisdictional. 1941-45  
 Generating Capacity in Niagara Falls, 1941-44  
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 Gas - Appalachian Area. General. 1941-45  
 House Military Affairs Committee-Ark-La. 1942  
 Watkins Report. Power shortage. 1942
- Box 44. Empire District Electric Company 1942  
 Automotive Conversion. Leva - Letters and Memos 1942  
 Columbia Power Administration- S. 2430. 1942  
 The U.S. Senate. Report of Proceedings. Hearing held before Special Committee to investigate the Fuel Situation in the Middle West. Washington, D.C. Jan 7, 1942  
 Connecticut Light and Power Company. 1942.  
 Gas- Relations with Ordnance Department. 1942  
 House Military Affairs Committee. Subcommittee No. 3 (Faddis)  
 Misc. Press Releases. 1942  
 Tennessee Gas and Transmission Co. Material Sent to House Military Affairs Comm. 1942  
 Upper New York- Canadian curtailment, 1942-43
- Box 45. Power - Conservation of Scarce Fuels - I (Mandatory Program, 1942-1943)  
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- Box 47. Utility Expansion Program - Revision of Harrison Committee Decisions, 1942-44  
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Gas- Appalachian Area. Tennessee Gas & Transmission (General)  
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Superheaters for Rubber Projects, 1943  
Office of Power Administration Bill. H.R. 2754.
- Box 49. Water Supply projects - Relations with F.W.A.  
NRECA Meeting- St. Louis. 1943  
Review of halted REA projects, 1943  
Gas- Industry Advisory Committees, 1943  
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Manpower - Shasta, Keswick, Pit. 1943  
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- Box 51. Gas - Appalachian Area Integration. New York-Pennsylvania-Ohio. 1943-45  
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 Gas - Appalachian Area. Tennessee Gas & Transmission Right-of-way. 1944  
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 Flood Control Act and TVA. 1944  
 Power - Conservation of Scarce Fuels - III (mandatory Program - 1945)  
 Power Priority Orders (Loose-leaf binder)
- Box 52. O.P.M. Limitation Order L-16  
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- Box 53. Report on Operation of Middle West Natural Gas Systems under Limitation Order L-31. Winter 1942-43  
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- Box 54. Office of War Utilities, U-1-a to U-1-i  
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- Box 55. OWU. Circulars, Bulletins, Memoranda, Critical programs.
- Pamphlets: District Court of the U.S. Northern District of Alabama. Northeastern Division. TVA v. Pearl Hughes Gunter Gay et al. No. 2329.  
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 "Literary Development of Cooperative Principles and Data" by Valery J. Tereshtenko.  
 Supreme Court of the State of Tennessee. Richmond Hosiery Mills vs. H.B Rogers, et al.  
 ? The State of Connecticut vs. Harold Israel. Statement by Hon. Homer Cummings as State's Attorney for Fairfield County, Conn. in 1924. (2 copies)

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